

Clinton Brown, Self-Represented  
16821 Edgar Street  
Pacific Palisades, CA 90272  
clinton@atlasinc.solar  
310-487-6453

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

CLINTON BROWN,

Plaintiff,

v.

CLARK R. TAYLOR, AICP, THE LOS  
ANGELES COUNTY DEPARTMENT OF  
REGIONAL PLANNING,

Defendant.

No. 2:22-cv-09203-MEMF-KS

**Request for Judicial Notice [No. 5]**

**Fed R. Evid. 201(c)(2)<sup>1</sup>**

**Judge:** Honorable Maame Ewusi-Mensah  
Frimpong

**Magistrate:** Karen L. Stevenson

**NOTICE TO THE COURT**, June gloom has arrived early this year & the Government *now* seeks to Take the private property in this live controversy through its monopoly on taxation. *See* ECF No. 163 at 4-7. “So, the property is just there. Also, again, another \$40,000 tax bill in the mail. So, it's like \$70,000-some in taxes. [ECF No. 59] And...what are you supposed to do with that?” *See* Transcript at ECF No. 80, 30:13-16.<sup>2</sup> *Well*, what the Plaintiff will not be doing, is paying one cent to the Government. While the Government has a monopoly on permits, taxpayers have a monopoly on paying taxes. *See* Henry D. Thoreau, Excerpt from Essay on the Duty of Civil Disobedience, July 24-25, 1856, U.S. National Park Service ([link](#)). The Plaintiff refuses the Government’s offer to “open a payment plan” & “pay [his] delinquent secured property taxes over the next five years.” There will not be one cent paid to the Government by the June 28, 2024,

<sup>1</sup> “Judicial notice, even when taken, has no other effect than to relieve one of the parties to a controversy of the burden of resorting to the usual forms of evidence. It does not mean that the opponent is prevented from disputing the matter by evidence if he believes it disputable.” *See* Ohio Bell Tel. Co. v. Public Utilities. Comm., U.S. 292, 301-302 (1937)

<sup>2</sup> “1823, in the *Green v. Biddle* case... The right to land essentially implies a right to the profits from it since, without the latter, the former can be no value. Thus, a devise of the profits of land or even a grant of them will pass a right to the land itself. [The Government] ha[s] everything but title, but they do have title. There's no difference. [T]heir claim is that, oh, we can just take someone's [] constitutional right [to private property without Just Compensation].” (modified), *Id.* at 30-31

deadline. It would be insulting to Abraham Lincoln to pay the Government even a single penny. Thus, on July 1, 2024, the Plaintiff's property will "become subject to the tax collector's power to sell." An online auction has already been scheduled from April 19, 2025 – April 22, 2025. *See* ECF No. 163 at 4-7.

The Plaintiff would pay his property taxes if he could do [*fill in the blank*] with his property. It's a civic duty to pay what is owed to Caesar & not a penny more, but Caesar cannot take more than he is owed. (citation omitted). How can you get blood out of a turnip? And hell will freeze over before the Plaintiff relinquishes this once-in-a-generation on-market purchase, laden with private potential, including potential for the Government to collect *more taxes* when the property's potential is realized.<sup>3</sup> *Or in the alternative*, the Government must pay the Plaintiff \$32.4 million plus Interest for the property Taken on October 11, 2021. Then the Government can Take the title "officially". But the Government chooses to Take title unconstitutionally.

Last, [t]he Constitution expressly declares that the right of acquiring, possessing, and protecting property is natural, inherent, and unalienable. It is a right not *ex gratia* from the legislature, but *ex debito* from the Constitution. *See* Vanhorne's Lessee v. Dorrance, 2 U.S. 304, 311 (1795); *See also*, Sheetz v. County of El Dorado, California, No. 22-1074, slip op. at 6 (U.S. Apr. 12, 2024)<sup>4</sup>

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<sup>3</sup> Even if the Government does end up with title the Plaintiff is entitled to any funds greater than the taxes owed when sold at the auction *See* Tyler. Last, a Fifth Amendment Taking is "irrevocable" *See* Knick

<sup>4</sup> [The] decisions in Nollan and Dolan address this potential abuse of the permitting process. There, [the Court] set out a two part test modeled on the unconstitutional conditions doctrine. *See* Perry v. Sindermann, 408 U. S. 593, 597 (1972) (government "may not deny a benefit to a person on a basis that infringes his constitutionally protected interests"). First, permit conditions must have an "essential nexus" to the government's land-use interest. Nollan, 483 U. S., at 837. The nexus requirement ensures that the government is acting to further its stated purpose, *not leveraging its permitting monopoly to exact private property without paying for it*. *See id.*, at 841. (emphasis added). Second, permit conditions must have "rough proportionality" to the development's impact on the land-use interest. Dolan, 512 U. S., at 391. A permit condition that requires a landowner to give up more than is necessary to mitigate harms resulting from new development has the same potential for abuse as a condition that is unrelated to that purpose. *See id.*, at 393. This test applies regardless of whether the condition requires the landowner to relinquish property or requires her to pay a "monetary exactio[n]" instead of relinquishing the property. Koontz, 570 U. S., at 612–615.

Respectfully submitted,

Dated: May 5, 2024

/s/ Clinton Brown, Self-Represented  
16821 Edgar Street,  
Pacific Palisades, CA 90272  
clinton@atlasinc.solar  
310-487-6453

CC: All Counsel of Record (via ECF) on May 5, 2024



# COUNTY OF LOS ANGELES TREASURER AND TAX COLLECTOR

Kenneth Hahn Hall of Administration  
225 North Hill Street, Room 115, Los Angeles, California 90012  
Telephone: (888) 807-2111 Fax: (213) 620-7948  
tfc.lacounty.gov and propertytax.lacounty.gov

Board of Supervisors

HILDA L. SOLIS  
First District

HOLLY J. MITCHELL  
Second District

LINDSEY P. HORVATH  
Third District

JANICE HAHN  
Fourth District

KATHRYN BARGER  
Fifth District

**ELIZABETH BUENROSTRO GINSBERG**  
TREASURER AND TAX COLLECTOR

0000760-0001524 LETR 1234-- GEN001 644866 3CO



2025A 2064 005 011  
TONASUT, STEVE W TR  
TONASUT FAMILY TRUST AND  
ATLAS LLC  
16821 EDGAR ST  
PACIFIC PALISADES CA 90272-3228

APRIL 26, 2024

## COURTESY NOTICE - YOU OWE SECURED PROPERTY TAXES THE TAX COLLECTOR WILL SOON HAVE THE RIGHT TO SELL YOUR PROPERTY

Pursuant to Revenue and Taxation Code Section 3691, your non-residential commercial property will be three years tax defaulted and become subject to the tax collector's power to sell on Monday, July 1, 2024, at 12:01 a.m. Pacific Time. Additionally, your property will be eligible for tax sale at the County of Los Angeles 2025A Online Auction scheduled from Saturday, April 19, 2025, through Tuesday, April, 22, 2025.

### INFORMACIÓN ADICIONAL

Si desea obtener información adicional sobre este aviso o si necesita la información traducida en español, por favor llame al (213) 974-2111 entre las 8:00 a.m. y 5:00 p.m. Tiempo Pacifico, de lunes a viernes, excluyendo los días festivos del Condado de Los Ángeles.

If this property is part of an active bankruptcy proceeding, this notice shall constitute a "notice of deficiency" pursuant to 11 U.S.C. Section 362(b)(9)(B) and therefore does not violate the automatic stay under 11 U.S.C. Section 362(a). Continue making payments to an appointed bankruptcy trustee pursuant to a court order. Our office will continue to send notices to the property owner, and all processes will continue up to the last business day of redemption prior to a scheduled sale. We will remove any property that is part of an active bankruptcy from the auction.



**To STOP the sale of your property, you may:**

### OPEN A PAYMENT PLAN

See the enclosed Defaulted Taxes Insert for more information on how you can open a payment plan and pay your delinquent secured property taxes over the next five years. Use the enclosed application and envelope to open a plan and submit your first payment by **Friday, June 28, 2024, at 5:00 p.m. Pacific Time**. If you miss this deadline, you can no longer open a payment plan. Please note that during the term of the payment plan, we will continue to impose penalties to the unpaid tax balance. For more information, please call (213) 974-2111 or Toll Free Number (888) 807-2111.

**PLEASE NOTE THAT AFTER FRIDAY, JUNE 28, 2024, WE WILL ONLY ACCEPT PAYMENT BY CASHIER'S CHECK OR BANK-ISSUED MONEY ORDER.**



225 NORTH HILL STREET, LOS ANGELES, CA 90012

## STATEMENT OF PRIOR YEAR TAXES

AS OF 04/26/24

## PARCEL INFORMATION

PIN: J2AON2

## SPECIAL INFORMATION

ASSESSOR'S ID NO 2064 005 011 YRSEQ

AIN

TONASUT, STEVE W TR  
 TONASUT FAMILY TRUST AND  
 ATLAS LLC  
 16821 EDGAR ST  
 PACIFIC PALISADES CA 90272-3228

TAX DEFAULTED IN 2021 FOR UNPAID TAXES OF 2020.  
 DIRECT ASSESSMENT HAS BEEN CHANGED FOR YEARS WITH  
 † SYMBOL.

## DESCRIPTION

TR=33128

LOT 0003

ASSESSOR'S ID NO.	YRSEQ	D/O YR	TAX AMOUNT		PENALTY & COST		REDEMPTION PENALTY	TOTAL
			ORIGINAL	BALANCE	ORIGINAL	BALANCE		
2064 005 011	20000	21	6072.35	6072.35	617.23	617.23	3096.89	9786.47
2064 005 011	21000	22	8322.12	8322.12	842.20	842.20	2746.29	11910.61
2064 005 011	22000†	23	8505.21	8505.21	860.52	860.52	1275.78	10641.51

TOTAL

22899.68

2319.95

7118.96

32338.59

REDEMPTION FEE:

15.00

AMOUNT TO PAY:

32353.59\*

\*ADD \$343.49 PENALTY PER MONTH, FROM 05/24, IF NOT PAID BY 05/26/24.



ANY RETURNED PAYMENT MAY BE SUBJECT TO A FEE UP TO \$50.00.

PRT 000008

DETACH AND MAIL THIS STUB WITH YOUR PAYMENT

## STATEMENT OF PRIOR YEAR TAXES

PLEASE SEE  
 REVERSE FOR  
 PERTINENT  
 INFORMATION

TONASUT, STEVE W TR  
 16821 EDGAR ST  
 PACIFIC PALISADES CA 90272-3228

YR SEQ MPBK PGE PCL PK TYPE AK DSEQ  
 00 000 2064 005 011 7 1 0 000

MUST BE RECEIVED BY: 05/26/24  
 COMP DTE 2404 TAX DEF 2021  
 LOAN ID: \_\_\_\_\_

TOTAL DUE  
 32353.59

INDICATE AMOUNT PAID

3563

MAKE PAYMENT PAYABLE TO:  
 Please write the ASSESSOR'S ID. NO.  
 on the lower left corner of your payment.

LOS ANGELES COUNTY TAX COLLECTOR  
 P.O. BOX 54088  
 LOS ANGELES, CA 90054-0088

000007000320640050115000323535961024052624043





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2025A 2064 005 015  
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PIN: MFVYMC

## SPECIAL INFORMATION

ASSESSOR'S ID NO 2064 005 015 YRSEQ

AIN

TONASUT, STEVE W TR  
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TAX DEFAULTED IN 2021 FOR UNPAID TAXES OF 2020.  
 DIRECT ASSESSMENT HAS BEEN CHANGED FOR YEARS WITH  
 † SYMBOL.

## DESCRIPTION

FOR DESC SEE ASSESSOR'S MAPS POR OF SW 1/4 AND SE 1/4 SEC 25 T1N R18W

ASSESSOR'S ID NO.	YRSEQ	D/O YR	TAX AMOUNT		PENALTY & COST		REDEMPTION PENALTY	TOTAL
			ORIGINAL	BALANCE	ORIGINAL	BALANCE		
2064 005 015 20000		21	1687.59	1687.59	178.75	178.75	860.67	2727.01
2064 005 015 21000		22	2889.67	2889.67	298.96	298.96	953.59	4142.22
2064 005 015 22000†		23	2899.93	2899.93	299.98	299.98	434.98	3634.89

TOTAL 7477.19

777.69

2249.24

10504.12

REDEMPTION FEE: 15.00

AMOUNT TO PAY: 10519.12\*

\*ADD \$112.15 PENALTY PER MONTH, FROM 05/24, IF NOT PAID BY 05/26/24.



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PRT 000009

DETACH AND MAIL THIS STUB WITH YOUR PAYMENT

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TONASUT, STEVE W TR  
 16821 EDGAR ST  
 PACIFIC PALISADES CA 90272-3228

YR SEQ MPBK PGE PCL PK TYPE AK DSEQ  
 00 000 2064 005 015 7 1 0 000

MUST BE RECEIVED BY: 05/26/24  
 COMP DTE 2404 TAX DEF 2021  
 LOAN ID: \_\_\_\_\_

TOTAL DUE  
 10519.12

INDICATE AMOUNT PAID

3193

MAKE PAYMENT PAYABLE TO:  
 Please write the ASSESSOR'S ID. NO.  
 on the lower left corner of your payment

LOS ANGELES COUNTY TAX COLLECTOR  
 P.O. BOX 54088  
 LOS ANGELES, CA 90054-0088

000007000320640050151000105191291024052624043